

**From:** [Robinson, Jeffrey](#)  
**To:** [Wilson, Aimee](#)  
**Subject:** FW: Freeport LNG Public Hearing Request  
**Date:** Monday, January 06, 2014 7:12:18 AM

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**From:** T BEACH [mailto:tbeach98@hotmail.com]  
**Sent:** Wednesday, January 01, 2014 5:48 PM  
**To:** Robinson, Jeffrey  
**Subject:** RE: Freeport LNG Public Hearing Request

Due to my simple mind of not knowing about which air pollutants will be the worse---- knowing that anymore from FPLNG will not be good for my health is not enough for a public meeting ??? WOW what good is the EPA ???

Isn't anyone capable of looking at this area and seeing the proof of the air??why claim to have a non attainment area if it means nothing ? The fines you get they are not coming to this area to clean the air, where is that money going ?

teresa

*In the end our Society will be defined not only by what we create  
But what we refuse to Destroy*

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**From:** [Robinson.Jeffrey@epa.gov](mailto:Robinson.Jeffrey@epa.gov)  
**To:** [tbeach98@hotmail.com](mailto:tbeach98@hotmail.com)  
**Subject:** RE: Freeport LNG Public Hearing Request  
**Date:** Tue, 31 Dec 2013 18:44:29 +0000

Dear Ms. Cornelison:

The public comment period for the draft greenhouse (GHG) PSD permit for Freeport LNG was initially scheduled to run from December 2, 2013 to January 2, 2014. A request for an extension of the public comment period was partially granted and has extended the public comment period to January 6, 2014. The public notice advises that a prescheduled hearing (for January 9, 2014 at the Freeport Library) is subject to cancellation if no requests for a hearing are received by December 27, 2014 or if EPA determines that there is not a significant degree of interest.

On December 8, 2013, EPA received an email hearing request from you which states the following:

**Subject:** WHY PERMIT ANYTHING IN OUR NONATTAINMENT AREAS ???

**I am requesting a PUBLIC MEETING for the requested permit that Freeport LNG has applied for.** I want to know how anyone could permit any thing in this area. I want to hear from FPLNG how they are not going to pollute our air instead of doing it and pay the fine. Dow pays fines ,I am sure the last fine of eighty two thousand dollars is nothing to them and will not stop them from polluting again. Slap on the wrist. Gulfco -how much were they fined ??? Seems no one is looking at the big picture here --- this area has a very high SIDS rate --we need clean air ! Maybe one day our politicians will care more for the humans than the companies killing us.

Your request is the only hearing request we received for the draft permit. It is only necessary to hold a public hearing if the permitting authority finds there to be a significant degree of public interest in the draft permit. 40 CFR § 124.12(a). The Environmental Appeals Board recently provided factors that permitting authorities should consider when considering the degree of public interest in a given permit proceeding. *In re Sierra Pacific Industries*, PSD Appeal No. 13-01, slip op. 33-36 (EAB July 18, 2013).

**Materiality of Issues.** A request for a hearing must state the nature of the issues proposed to be raised in the hearing. As noted earlier, your hearing request was the sole hearing request received for the proposed GHG PSD permit for Freeport LNG. It presents a generalized grievance against any permitting in the local nonattainment area, a demand for cleaner air in the local area, and apparent references to enforcement proceedings that are not related to Freeport LNG or to the draft permit. The GHG PSD permitting action does not address criteria pollutants such as ozone in the nonattainment area and/or hazardous pollutants, which appear to be the requester's focus of concern. The Statement of Basis for the draft permit explains, "*the project has triggered review for regulated NSR pollutants that are non-GHG pollutants under the PSD permit sought from TCEQ. Thus, TCEQ's PSD permit that will address regulated NSR pollutants other than GHGs should address the additional impacts analysis and Class I area requirements for other pollutants, as appropriate.*" The GHG permitting record does not deal with non-GHG pollutants or furnish an air quality analysis for non-GHG pollutants such as ozone that may be relevant to the requester's area of concern. Accordingly, the request does not appear to state any issues that may be material to the permitting decision, which does not support a finding that there is a significant degree of public interest in the draft permit.

**Number of Hearing Requests and Comments.** Aside from the above-discussed written hearing request, the Region has received one request for an extension of the public comment period from the Sierra Club on December 5, which was partially approved to extend the public comment period to January 6, 2014. No additional comments or requests or phone inquiries regarding the draft permit have been received as of December 30, 2013. These facts weigh against any finding of a significant degree of public interest for a public hearing.

Other Factors: Degree of Public Interest in Related State or Local Proceedings; Media Reports; Significance of the Permit Action; Substitute Process Provided; Demographic Information. The project, if authorized and built, would be used to export natural gas, which raises energy policy questions of national significance. However, these issues do not directly relate to the GHG PSD permit which principally applies GHG BACT requirements to the equipment that would be used at the project. As noted in the Statement of Basis, the Federal Regulatory Energy Commission (FERC) is the lead federal agency for the approval of LNG terminals and their approval process requires adherence to the National Environmental Policy Act (NEPA), including applicable requirements for public input and public participation in their determinations to approve the project. In this case, any public interest and media reports relating to FERC and the project, generally, would not necessarily implicate interest in the GHG PSD permit. Of note, Sierra Club's request for an extension of the comment period was sent by an attorney from the national organization office in San Francisco with no reference to local chapter involvement and no expressed interest in the holding of a hearing on the draft GHG PSD permit. The other factors appear to be inapplicable or have little weight in light of there being only a single hearing request, which does not state any GHG specific issues proposed to be raised for the hearing that clearly relate to issues involved in the permitting decision.

Based on consideration of the above-discussed factual background and factors, we are recommending to the permitting authority (Ms. Wren Stenger, Director, Multimedia Planning and Permitting Division, EPA Region 6) that there is not a significant degree of interest in a public hearing for the draft permit and that the public hearing previously scheduled for January 9, 2014 be cancelled. We encourage you if you have specific comments on the GHG PSD permit to take advantage of the extended opportunity to provide comments to EPA. If you have any questions, please feel free to call me at 214-665-6435, or call Ms. Aimee Wilson at 214-665-7596.

Jeff Robinson, Section Chief  
Air Permits Section  
EPA Region 6  
214-665-6435

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**From:** Wilson, Aimee  
**Sent:** Tuesday, December 31, 2013 12:17 PM  
**To:** Robinson, Jeffrey  
**Subject:** FW:

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**From:** T BEACH [<mailto:tbeach98@hotmail.com>]  
**Sent:** Sunday, December 08, 2013 11:37 AM  
**To:** Wilson, Aimee; [Dennis.Bonnen@house.state.tx.us](mailto:Dennis.Bonnen@house.state.tx.us); randy weber; tobey  
**Subject:** WHY PERMIT ANYTHING IN OUR NONATTAINMENT AREAS ???

**TO: AIMEE WILSON EPA CONTACT**

**I am requesting a PUBLIC MEETING for the requested permit that Freeport LNG has applied for.** I want to know how anyone could permit any thing in this area. I want to hear from FPLNG how they are not going to pollute our air instead of doing it and pay the fine. Dow pays fines ,I am sure the last fine of eighty two thousand dollars is nothing to them and will not stop them from polluting again. Slap on the wrist. Gulfco -how much were they fined ??? Seems no one is looking at the big picture here --- this area has a very high SIDS rate --we need clean air ! Maybe one day our politicians will care more for the humans than the companies killing us .

Teresa Cornelison  
506 Kastl  
Quintana , Texas 77541  
December 8 ,2013

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